

---

---

# HOUSE BILL No. 1957

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-10.1-22.4-4; IC 31-39.

**Synopsis:** Sharing of confidential records of child. Requires a school corporation or other entity to which the Federal Family Educational and Privacy Rights Act applies to release education records to a juvenile justice agency under certain circumstances. Authorizes a court or law enforcement agency to grant access to juvenile records for exchange among public agencies to assist in the prevention of delinquent acts.

**Effective:** July 1, 2003.

---

---

## Thompson

---

---

January 23, 2003, read first time and referred to Committee on Judiciary.

---

---

C  
o  
p  
y



First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## HOUSE BILL No. 1957

---

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 20-10.1-22.4-4 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2003]: **Sec. 4. A school corporation shall**  
4 **disclose or report on education records under section 3 of this**  
5 **chapter when the request for the records is made in accordance**  
6 **with the provisions of any of the following:**

7           (1) A community services plan for early intervention  
8 established under IC 31-34-24 or IC 31-37-24.

9           (2) An order of a juvenile court concerning the exchange of  
10 information among public agencies to assist in the prevention  
11 of delinquent acts.

12       SECTION 2. IC 31-39-2-9.5 IS ADDED TO THE INDIANA CODE  
13 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
14 1, 2003]: **Sec. 9.5. (a) A juvenile court may grant the following**  
15 **persons access to the records of a child and the family of a child:**

16           (1) A person designated to receive records of a child and the  
17 family of a child under a community services plan for early



C  
o  
p  
y

1 intervention established under IC 31-34-24 or IC 31-37-24.

2 (2) A person designated to receive education records under  
3 an order of a juvenile court concerning the exchange of  
4 information among public agencies to assist in the prevention  
5 of delinquent acts.

6 (b) Information received by a person under this section is  
7 confidential and may be used only for the purposes specified in an  
8 order or a plan for early intervention.

9 SECTION 3. IC 31-39-4-8.5 IS ADDED TO THE INDIANA CODE  
10 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
11 1, 2003]: Sec. 8.5. (a) A law enforcement agency shall grant access  
12 to the agency's confidential records concerning a child to the  
13 following:

14 (1) A person designated to receive records of a person under  
15 a community services plan for early intervention established  
16 under IC 31-34-24 or IC 31-37-24.

17 (2) A person designated to receive education records under  
18 an order of a juvenile court concerning the exchange of  
19 information among public agencies to assist in the prevention  
20 of delinquent acts.

21 (b) Information received by a person under this section is  
22 confidential and may be used only for the purposes specified in an  
23 order or a plan for early intervention.

C  
o  
p  
y

